

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

\* \* \* \* \*

Brian Todd Gore,

Petitioner,

vs.

ORDER ADOPTING THE  
REPORT AND RECOMMENDATION

Dwight L. Fondren, Warden,

Respondent.

Civ. No. 07-4425(ADM/RLE)

\* \* \* \* \*

Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-titled matter, **IT IS ORDERED:**

That the Petition for Writ of Habeas Corpus [Docket No. 1] is dismissed as moot.

s/Ann D. Montgomery

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Ann D. Montgomery, Judge  
United States District Court

DATED: October 31, 2008  
At Minneapolis, Minnesota